SUPERIOR COURT OF ARIZONA MARICOPA COUNTY

CV 2003-003924 02/10/2005

HON. PAUL A KATZ

CLERK OF THE COURT
M. L. Smith
Deputy

FILED: 02/21/2005

RENAISSANCE AIRCRAFT L L C

DANIEL W GLASSER

v.

P DOUGLAS COMBS, et al.

P DOUGLAS COMBS 15815 E MELROSE ST GILBERT AZ 85296

REX A CHRISTENSEN ERIC C ROWE - PRO HAC VICE 800 CONNECTICUT AVE NW SUITE 500 WASHINGTON DC 20006 RICHARD A STEWART

EVIDENTIARY HEARING SET

2:30 p.m. This is the time set for a telephonic Status Conference. Plaintiff is represented by counsel, Daniel W. Glasser and Eric C. Rowe. Defendant P. Douglas Combs is representing himself in pro per. Counsel, Richard A. Stewart, appears for the Maricopa County Sheriff's Department.

Court Reporter, Bethany Campbell, is present.

Discussion is held.

IT IS ORDERED finding Plaintiff's Motion for Order to Show Cause re Contempt is moot.

IT IS ORDERED the Maricopa County Sheriff's Department shall check its facilities to make sure that none of the tools or component parts of the aircraft, specifically, the generators and magnetos which Mr. Combs contends were present at the time of the Sheriff's sale, to verify that it has not inadvertently held tools or component aircraft parts that may have been present at Docket Code 056

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the time the aircraft in question was seized. In the event the Sheriff's Department has inadvertently retained the care, custody or control of these items, they shall be returned to Mr. combs within the next thirty days.

IT IS FURTHER ORDERED that Renaissance shall inspect the hanger where the aircraft was stored and search through it diligently for the purpose of ascertaining whether or not the tools, generators and/or magnetos that were discussed on the record today, are still in its care, custody and control, and if they are they will be returned to Mr. Combs within the next thirty days.

IT IS ORDERED setting an **Evidentiary Hearing** regarding: 1) Whether the antique radio is, or is not, an integral part of the seized aircraft, and 2) The status of any liens on the aircraft, for **April 18, 2005 at 8:30 a.m.** (time allotted: 1 day)

IT IS FURTHER ORDERED that both sides shall hand-deliver to the Clerk of this Division all exhibits to be used at the hearing at least two (2) business days prior to the hearing. Exhibits shall be accompanied with a numbered list of each exhibit and shall be separated with a blank sheet of colored paper. All hearing exhibits shall have been exchanged prior to that time. No duplicate exhibits shall be presented for marking. If either party fails to comply with the steps for marking exhibits, that party's exhibits may be precluded from being marked at the hearing.

IT IS FURTHER ORDERED the parties shall identify for each other, and all witnesses they intend to call to establish ownership or usage of the antique radio which is currently in dispute, together with a brief summary of what those witnesses are expected to say.

IT IS FURTHER ORDERED the parties shall exchange any and all documents and tangible evidence that they intend to offer at the evidentiary hearing by March 18, 2005.

IT IS FURTHER ORDERED if any party wishes to request the FAA log for the aircraft, that party shall make the request to the FAA within one week from today's date, February 17, 2005.

The status of Plaintiff's Motion for Summary Judgment with Respect to Liability of the Marital Community Between Defendants Combs and Eder Regarding Damages Awarded to Plaintiff Under Count 2 of the Complaint.

IT IS ORDERED Defendant Combs shall have thirty days from today's date, March 10, 2005 to respond to the above-noted motion.

IT IS FURTHER ORDERED Plaintiff and the Maricopa County Sheriff's Department shall have **fifteen (15 days)** from their receipt of Defendant's response in which to file any reply.

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IT IS FURTHER ORDERED setting oral argument on Plaintiff's Motion for Summary Judgment with Respect to Liability of the Marital Community Between Defendants Combs and Eder Regarding Damages Awarded to Plaintiff Under Count 2 of the Complaint to be heard April 18, 2005 at 8:30 a.m. at the time of the evidentiary hearing.

3:12 p.m. Matter concludes.